

THE HONORABLE ROBERT S. LASNIK



09-CV-01485-CLM

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRUCE KEITHLY and DONOVAN LEE,)
individually and on behalf of all others similarly)
situated,)

Interim Lead Plaintiffs,)

v.)

INTELIUS, INC., a Delaware Corporation; and)
INTELIUS SALES LLC, a Nevada Limited)
Liability Company,)

Defendants,)

v.)

ADAPTIVE MARKETING, LLC, a Delaware)
Limited Liability Company,)

Third Party Defendant.)

No. C09-1485RSL

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING DATES FOR
CLASS CERTIFICATION BRIEFING**

STIPULATION

On June 2, 2011, Plaintiffs filed their Motion for Class Certification. In support of the motion, Plaintiffs also submitted the report of Dr. Michael Kamins. Defendants Intelius, Inc. and Intelius Sales, LLC ("Defendants") wish to depose Dr. Kamins and have indicated that they may file an expert report with their opposition. To accommodate the wishes of Plaintiffs and

STIPULATION AND ~~PROPOSED~~ ORDER EXTENDING
DATES FOR CLASS CERTIFICATION BRIEFING
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1 Defendants to depose the designated experts opposing their respective positions, the parties ask
 2 the Court to modify the briefing schedule, under which Defendants' opposition is presently due
 3 June 27 and Plaintiffs' reply is due July 1.

4 Good cause for the extension exists because the present schedule does not afford the
 5 parties the opportunity to conduct the depositions needed in connection with the motion. For
 6 example, despite their good faith efforts to set a deposition date for Dr. Kamins, the earliest
 7 available date that works for both parties and the witness is July 14, 2011 in Los Angeles,
 8 California. Accordingly, the parties have arranged for the deposition to take place on July 14th.
 9 Plaintiffs and Defendants also have agreed that if Defendants use an expert, Plaintiffs will
 10 depose that expert between July 27 and August 4.

11 In order to accommodate various scheduling conflicts that exist and permit these expert
 12 depositions, the parties respectfully ask the Court to modify the current briefing schedule to
 13 allow Intelius to file its opposition on July 22, 2011 and to allow Plaintiffs to file their response
 14 brief on August 12, 2011.

15 Plaintiffs and Defendants stipulate and agree to the following modification of the briefing
 16 schedule as follows:

17 **Plaintiffs' Motion for Class Certification** **August 12, 2011**
 18 **Noted for**

19 Defendants' opposition to the motion for class **July 22, 2011**
 20 certification due

21 Plaintiffs' reply in support of the motion for class **August 12, 2011**
 22 certification due

PROPOSED ORDER

IT IS SO ORDERED.

DATED this 14th day of June 2011.



THE HONORABLE ROBERT S. LASNIK

DATED this 13th day of June, 2011.

Presented by:

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